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**AMENDMENTS TO THE CLAIMS:** 

This listing of claims replaces all prior versions and listings of the claims. The

status of each claim is indicated. Amendments are shown with additions underlined

and deletions in -strikethrough text. No new matter is added by these amendments

**LISTING OF CLAIMS:** 

1-10. (Cancelled)

11. (Currently Amended) A method of backing up personal data of a wireless

communication network subscriber, the personal data being memorized stored within

a mobile communication device and backed up within a network server, wherein said

method includes an asynchronous backup mode in which, comprising:

ence the mobile communication device has divided dividing a given batch of

data to be backed up into a plurality of subsets,

prepared transmitting a first subset of data from the plurality of subsets of the

given batch of data and transmitted the first subset of data to a network server for

backing up,

delaying the backup is delayed by a predetermined period of time, so as to

free the mobile communication device for a user of the mobile communication

device, and

resuming the backup of said given batch of data by transmitting at least one

other subset of data from the plurality of subsets of the given batch of data

subsequent to the first subset of data is resumed to the network server at the end of

said predetermined period of time.

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12. (Previously Presented) The method according to claim 11, wherein, in

order to resume the backup, the network server implements a countdown of a period

of time and sends a resume signal to a chip card in the mobile communication

device at the end of said predetermined period of time.

13. (Previously Presented) The method according to claim 11, wherein, in

order to resume the backup, the mobile communication device implements a

countdown of a period of time and sends a resume signal to a chip card in the mobile

device at the end of said predetermined period of time.

14. (Previously Presented) The method according to claim 13, wherein the

mobile communication device implements the countdown and sends the resume

signal upon receiving an instruction from the chip card.

15. (Previously Presented) The method according to claim 14, wherein the

chip card gives said instruction to the mobile communication device by sending it a

Subscriber Identity Module toolkit ("STK") command.

16. (Previously Presented) The method according to claim 14, wherein the

chip card gives said instruction to the mobile communication device by sending it a

"GET STATUS" command.

17. (Currently Amended) The method according to claim 11, further

comprising a prior assessment step in which a volume of the data to be backed up or

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a corresponding waiting time required to make the mobile communication device available to the user is determined and compared to a predetermined threshold,

- when the volume of <u>the</u> data is higher than the predetermined threshold, the backup is performed according to the asynchronous backup mode,
- and, when the volume of <u>the</u> data is not higher than the predetermined threshold, the backup is carried out according to a default mode.
- 18. (Currently Amended) A server device for backing up personal data of a wireless communication network subscriber, the personal data having been previously memorized stored within a mobile communication device and divided into a plurality of subsets,

wherein said server device is configured to backup a first subset of data from the plurality of subsets a given batch of data according to an asynchronous mode, such that the server device:

- receives and saves [[the]] <u>a</u> first subset of data <u>from the given batch of data</u> and enters a waiting time mode according to a delay instruction,
- and resumes the backup [[of]] by receiving and saving at least one other subset of data from the plurality of subsets of the given batch of data subsequent to the first subset of data at the end of the waiting time.
- 19. (Currently Amended) A portable communication device belonging to a wireless communication network subscriber, said portable communication device comprising at least one memory for memorizing storing data,

wherein said portable communication device comprises means for backing up data includes by dividing a given batch of data to be backed up into a plurality of

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subsets and, said means for backing up data transmitting a first subset of data from

the plurality of subsets among a of the given batch of data to be backed up to a

server device for backing up, and

said means for backing up data is arranged, according to an asynchronous

backup mode, to:

- delay by a predetermined period of time the backup of at least one other

subset of data from the plurality of subsets that is subsequent to the first subset of

the given batch of data, so as to ensure that a user of the portable communication

device may use the portable communication device,

- and resume the backup [[of]] by transmitting at least one other subset of

data from the plurality of subsets of the given batch subsequent to the first subset of

data to the server device at the end of the predetermined period of time.

20. (Previously Presented) The portable communication device according to

claim 19, wherein said portable communication device selectively operates

according to an asynchronous backup mode and a normal mode.